

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

PAUL J. McNALLY, as he is TRUSTEE,
MASSACHUSETTS LABORERS' HEALTH AND
WELFARE FUND, ET AL.,
Plaintiffs,

v.

CIVIL ACTION
NO. 03-12609-DPW

DERBES REALTY TRUST,
Defendant.

and

WEYMOUTH CO-OPERATIVE BANK,
Trustee

NOTICE OF DEFAULT

WOODLOCK, D.J.

Upon application of the Plaintiffs for an Order of Default for failure of the Defendant,
DERBES REALTY TRUST, to plead or otherwise defend as provided by Rule 55(a) of the Federal
Rules of Civil Procedure, notice is hereby given that the Defendant has been defaulted on **MAY 12,**
2004.

BY THE COURT,

/s/ Rebecca Greenberg
Deputy Clerk

May 12, 2004